

United States District Court

WESTERN DISTRICT OF NEW YORK

RICKETTS

JUDGMENT IN A CIVIL CASE

CASE NUMBER: 07-CV-138Sr

v.

MULE, et al.,

☐ **Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

☒ **Decision by Court.** This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED: that the Motion for Summary Judgment is Denied; that the Petition is Denied and that any appeal would not be taken in good faith and therefore leave to appeal as a poor person is denied.

Date: January 14, 2009

RODNEY C. EARLY, CLERK

By: s/Suzanne Grunzweig
Deputy Clerk